



IPW

PATENT
Customer No. 22,852
Attorney Docket No. 08702.0093-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
WOLFMAN et al.) Group Art Unit: 1647
Application No.: 10/689,677) Examiner: Jon McClelland Lockard
Filed: October 22, 2003) Confirmation No.: 2405
For: ACTRIIB FUSION)
POLYPEPTIDES AND USES)
THEREFOR)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed foreign and non-patent literature documents are attached. Copies of the U.S. patent publications are not enclosed.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

Applicants include these references because they were cited in other GDF-8 applications assigned to Wyeth, Applicants' assignee. Applicants have not considered

or characterized these references, but are simply submitting them for the Examiner's consideration.

Applicants will continue to submit all documents that are material to patentability as they become aware of them.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

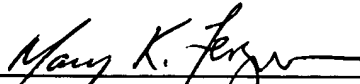
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: June 15, 2005

By: 
Mary K. Ferguson
Reg. No. 51,675

<i>Application Number</i>	10/689,677
<i>Filing Date</i>	October 22, 2003
<i>First Named Inventor</i>	WOLFMAN et al.
<i>Art Unit</i>	1647
<i>Examiner Name</i>	LOCKARD, JON M
<i>Attorney Docket Number</i>	08702.0093-00000

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Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.

IDS Form PTO/SB/08: Substitute for form 1449A/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				<i>Application Number</i>	10/689,677
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FOREIGN PATENT DOCUMENTS						
Examiner Initials ¹	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		EP 1 061 940 B1	12-17-2003	Genetics Institute LLC		
		EP 1 444 985 A2	08-11-2004	Genetics Institute LLC		
		WO 94-26892	11-24-1994	Genetics Institute, Inc.		
		WO 96-01845	01-25-1996	The Johns Hopkins University School of Medicine		
		WO 99-24058	05-20-1999	Genetics Institute, Inc.		
		WO 99-45949	09-16-1999	Genetics Institute, Inc.		
		WO 00-11163	03-02-2000	Regeneron Pharmaceuticals, Inc.		
		WO 01-64888 A2	09-07-2001	Zymogenetics, Inc		
		WO 02-068650 A2	09-06-2002	Wyeth		
		WO 02-09641 A2	02-07-2002	The Johns Hopkins University School of Medicine		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials ¹	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁹
		Alliel et al., "Testican, a Multidomain Testicular Proteoglycan Resembling Modulators of Cell Social Behaviour," <i>Eur. J. Biochem.</i> 214:347-350 (1993)	
		Amthor et al., "The Expression and Regulation of Follistatin and a Follistatin-like Gene During Avian Somite Compartmentalization and Myogenesis," <i>Dev. Biol.</i> 178:343-362 (1996)	
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NON PATENT LITERATURE DOCUMENTS			
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Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.